

- UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

5. Plaintiff filed his Petition on August 9, 2022 and obtained service on this Defendant on or about August 17, 2022. Therefore, this Notice of Removal has been timely filed within thirty (30) days pursuant to 28 U.S.C. § 1446.

6. Because complete diversity of citizenship exists between Plaintiff and Defendant, and because the amount in controversy in this action exceeds the sum of Seventy-Five Thousand Dollars (\$75,000.00), removal to this Court is proper pursuant to 28 U.S.C. § 1332 and 28 U.S.C. § 1446.

7. Furthermore, venue is proper in the Eastern Division of this Court pursuant to Local Rule 3.1, as the incident from which Plaintiff claims damages is alleged to have occurred in St. Louis County, Missouri as evidenced in paragraph 3 of Plaintiff's Petition and as established by the fact that the residence at issue is located in St. Louis County.

8. Promptly after filing this Notice of Removal, the Defendant gave written notice thereof to the attorney for Plaintiff, and to the Clerk of the Circuit Court of St. Louis County, Missouri, and has provided both with copies of this Notice of Removal.

9. All pleadings and papers which have been filed in the state court action are attached to this Notice of Removal

WHEREFORE, Defendant Sam's East, Inc. d/b/a Sam's Club #4741 requests that the above-referenced state court action be removed from St. Louis County Circuit Court, to this honorable Court, and that this honorable Court accept jurisdiction of the case, and for any other relief this Court deems just and proper.

/s/ John P. Rahoy

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The undersigned hereby certifies that the above and foregoing pleading was filed electronically with the above-captioned Court, with notice of case activity to be generated and sent electronically by the Clerk of said Court this 25th day of August 2022 to.

rmk@khourilawfirm.com

Reiad M. Khouri

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/s/ John P. Rahoy
